



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, बुधवार, ४ अप्रैल, १९७३/१४ चैत्र, १८९५

GOVERNMENT OF HIMACHAL PRADESH

GENERAL ADMINISTRATION DEPARTMENT

(C-SECTION)

ADDENDUM

Simla-2, the 31st March, 1973

No. 2-2/72-GA-C.—In exercise of the powers conferred by section 7 of the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1971 and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to insert the following note below rule 8 of the Himachal Pradesh Ministers (Advance for Motor Car) Rules, 1971 :—

“Note” The agreement forms shall be executed on plain paper and the stamp duty/registration charges, if any, on the instrument, shall be borne by the State Government.”

2. The above note shall be deemed to have come into effect with effect from the 31st August, 1971.

By order,
K. N. CHANNA,
Chief Secretary.

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION •

Simla-2, the 31st March, 1973

No. 8-4/72-E&T (Sectt.).—In the exercise of the powers conferred by section 22 read with section 4 of the Himachal Pradesh Passengers and Goods Taxation Act, 1955, and all other powers enabling him in this behalf and in supersession of this Department Notification of even number, dated the 22nd June, 1972, the Governor of Himachal Pradesh is pleased to make the following amendments in the Himachal Pradesh Passengers and Goods Taxation Rules, 1957:—

AMENDMENTS

For the existing second proviso under Rule 9, the following proviso shall be substituted:—

“provided that the owner of a public or a private carrier, shall pay to the Government, the following lump sum tax in lieu of the tax chargeable on freight:—

- (a) for the period from 1st August, 1969 to 31st March, 1970:—
Rupees 1500 per truck per annum, and
- (b) for the period from 1st April, 1970 to 30th June, 1972:—
 - (i) Rs. 1500 per annum per vehicle having loading capacity of more than 20 quintals;
 - (ii) Rs. 600 per annum per small vehicle (Gattu) having loading capacity between 10 and 20 quintals.
 - (iii) Rs. 300 per annum per small vehicle (Jeep and Station Wagon) having loading capacity of less than 10 quintals, and
- (c) From 1st July, 1972:—
 - (i) Rs. 2500 per annum per vehicle having loading capacity of more than 20 quintals;
 - (ii) Rs. 1000 per annum per small vehicle (Gattu) having loading capacity between 10 and 20 quintals.
 - (iii) Rs. 500 per annum per small vehicle (Jeep and Station Wagon) having loading capacity of less than 10 quintals.

The lump sum tax shall be payable in equal quarterly instalments and shall be paid within fifteen days of the commencement of the quarter concerned.”

By order,

P. K. MATTOO,
Secretary.

PANCHAYATI RAJ DEPARTMENT

NOTIFICATION

Simla-4, the 3rd March, 1973

No. 36-72/72-Panch.—In exercise of the powers conferred by section 102 of the Himachal Pradesh Panchayati Raj Act, 1968 (Act No. 19 of 1970), the Governor, Himachal Pradesh proposed to make the following draft bye-laws entitled as the bye-laws relating to the leasing out of collections of pilgrim fee, levied during the various fairs held in the jurisdiction of Panchayat Samiti Amb, and the same are hereby published in the official Extraordinary Gazette for the information of the general public and a notice is hereby given that these draft bye-laws will be taken into consideration after 15 days from the date of publication in the Gazette.

If any person affected thereby, desires to take any objection or has any suggestion to make, regarding these draft bye-laws, he can send the same to the Director of Panchayati Raj, Himachal Pradesh before the expiry of the above period. The objections or suggestions, if any so received will be taken into consideration before finalising these bye-laws.

BYE-LAWS

(1) In these bye-laws unless anything repugnant in the subject or context,—

- (a) “Panchayat Samitis” shall mean the Panchayat Samiti of Amb Block of Una district.
- (b) “Contractor” shall mean any person who undertakes the responsibility of collecting the pilgrimage fee after having offered the highest bid and which has been accepted by the Panchayat Samiti.
- (c) “Mela Officer” shall mean the officer appointed by the D.C. as such officer incharge of the fair.
- (d) “Fair area” shall be the area which is declared by the Panchayat Samiti to be the area in which any of the undermentioned fair is held and shall be treated as such for the period as fixed by the same authority.

2. The bye-laws shall apply to the following fairs:—

- (a) Chet Navratra Fair at Chintpurni;
- (b) Sawan Ashtami Fair at Chintpurni;
- (c) Hola fair of Baba Badh Bhag Singh at Mairi.

3. The Panchayat Samiti shall auction on lease any of the fair referred in section 2 for the period of the fair as will be declared by the same authority in accordance with the provisions mentioned hereafter for the collection of pilgrim fee.

4. The Panchayat Samiti shall advertise at least in one daily news paper and by affirming each advertisement in such conspicuous places or by such other methods, the fact of putting the particular mela on lease during a particular year and shall notify such date of auction alongwith the terms and conditions of the auction mentioned hereinafter.

5. It will be open to any person to offer the bid at the auction who deposits the amount of “earnest money” as notified by the Panchayat Samiti in the advertisement published for the particular mela.

6. The auction shall be leased out to such a person who offers the highest bid subject to the conditions contained in SS 9&14 and also with the condition that the amount of his bid does not fall short of the "reserve price". Such person shall be called the contractor for the period of the fair.

7. The "reserve price" shall be the average of the last two years income accrued to the Panchayat Samiti on account of the collection of pilgrim fee on such fair immediately before the enforcement of these bye-laws in the case of first mela and shall be the income of last auction in the subsequent melas.

8. The "earnest money" shall be the 10% amount of the reserve price.

9. Immediately after the auction is over the highest bidder shall enter upon a bond with the P.S. for executing the contract of the auction in the form added as Annexure "A" to these bye-laws.

10. After the execution of the bond and its acceptance by the Panchayat Samiti, the contractor shall be authorised by an order of the same authority to undertake the activity of collecting the pilgrim fee during the mela period on the following rates:—

(a) at the rate of 37 paise per passenger travelling by Bus, Scooter, Motor Car, Motor Cycle or by any other auto means,

(b) at the rate of 25 paise per pilgrim travelling by cycle, Tonga, Gadda, Horse or by any other such means which is man-driven or animal driven.

(c) at the rate of 12 paise per pilgrim travelling on foot.

11. The contractor shall be authorised to undertake the collection programme of the pilgrim fee only if he pays the whole amount of auction money to the Executive Officer of the Panchayat Samiti before 15 days of the commencement of the fair, or 40% of the reserve price and a surety of the one and a half times value of the remaining amount of auction to be executed by the contractor himself or his surety as the case may be against landed property in the form added as Annexure "B" to these bye-laws:

Provided that the contractor agrees to pay the remaining amount within the mela period. The earnest money of auction money deposited by the contractor under section 8 shall be refunded after the close of the fair.

12. The contractor shall forfeit his earnest money if he fails to make payment within the stipulated period as mentioned in section 11 and the Panchayat Samiti shall make its own arrangements for the collection of the pilgrim fee. He shall also forfeit his earnest money if he disobeys any of the other conditions imposed upon him by these bye-laws.

13. The earnest money of all the bidders other than the contractor shall be refunded to them immediately after the close of the auction.

14. No bidder can claim the auction to be left in his favour merely that he has offered highest bid, the Panchayat Samiti reserves the right to accept or reject any bid if it is not found on reasonable grounds and the decision of the Panchayat Samiti shall be final.

15. The contractor shall not be assisted by the Panchayat Samiti in any manner in the collection of the pilgrim fee.

He will employeg his own personnels and will make other necessary arrangements at his own cost. He can however obtain the guidance of the Executive Officer of the P.S. in case of any dispute arises out in the collection of pilgrim fee within the mela area but ultimate responsibility will be his.

16. No person, other than the contractor and any of his agent shall collect any amount of pilgrim fee.

17. The contractor shall be entitled to the same remedies in case of any apprehension and breach of law against any person as being enjoyed by the Panchayat Samiti in the collection of pilgrim fee.

18. The contractor shall have to abide by all directions and instructions if any issued to him by the Mela Officer in the interest of the pilgrims.

PRITPAL SINGH,
Under Secretary.

